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| **From:** | Price, Jeffrey H. |
| **To:** | Director_PTABDecision_Review |
| **Cc:** | Hannah, James; Fuller, Jenna; Frankel, Aaron; Eng, Jeffrey; rkang@winston.com; mhopkins@winston.com; bshelton@winston.com; mrueckheim@winston.com; Winston-MSFT-Lemko-IPR@winston.com |
| **Subject:** | IPR2023-00529 and IPR2023-00531- Director Review Requests |
| **Date:** | Tuesday, October 10, 2023 11:23:45 PM |

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Director Vidal,

Patent Owner, Lemko Corp., respectfully requests Director Review of the Board's Institution Decisions in IPR2023-00529 and IPR2023-00531. The concurrently filed requests raise the following issues for the Director's review:

1) The first issue raised in the Requests for Rehearing concerns important issues of law and policy concerning petitioners' obligation to construe claim terms in the petition when a dispute over claim scope is foreseeable, such as when it is necessary to meet its burdens under 37 CFR 42.22 and 42.104(b)(3)-(4) to explain with specificity how a claim is unpatentable as properly construed.

2) The second issue raised in the Requests for Rehearing concerns the Board's erroneous conclusion of law with respect to its refusal to resolve a dispositive claim construction dispute in its Institution Decision, as required in the Consolidated Trial Practice Guide and consistent Federal Circuit precedent.

Best regards,
Jeff Price (Reg. No. 69,141)
Counsel for Patent Owner, Lemko Corp.

Jeffrey H. Price
Special Counsel

Kramer Levin Naftalis & Frankel LLP
1177 Avenue of the Americas, New York, New York 10036
**T** 212.715.7502 **F** 212.715.8302
jprice@kramerlevin.com

Bio

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